

Docket No.: 043888-0312

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of	:	Customer Number: 20277
	:	
Takayuki SHIRANE, et al.	:	Confirmation Number: 9712
	:	
Application No.: 10/826,389	:	Tech Center Art Unit: 1745
	:	
Filed: April 19, 2004	:	Examiner: Gregg Cantelmo
	:	
For: SECONDARY BATTERY	:	

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**NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated August 30, 2005 of the Primary Examiner finally rejecting claims 1-3 and 5-14.

Appeal Fee: \$ \$500.00

- ☐ Not required (fee paid in prior appeal in this application).
- ☒ Charge to Deposit Account No. 500417.
- ☐ Check Enclosed.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper,

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02/28/2006 17:50 FAX 2027568087

McDermott Will&Emery LLP

005/005

Docket No.: 43888-312

PATENT

including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Michael E. Fogarty
Registration No. 36,139


Please recognize our Customer No. 20277
as our correspondence address.

600 13th Street, N.W.
Washington, DC 20005-3096
Phone: 202.756.8000 MEF:MaM
Facsimile: 202.756.8087
Date: February 28, 2006

Certification of Facsimile Transmission

I hereby certify that this paper is being faxed
to the Patent and Trademark Office
on the date shown below.

Matilda Mason



02/28/2006

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